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Patent



Attorney Docket # 5253-27

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of

Peter THURMANN et al.

Serial No.: 10/699,229

Filed: October 31, 2003

For: Piston-Cylinder Unit

Examiner: Schwartz, C. P.  
Group Art: 3683

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March 6, 2006

(Date of Deposit)

Thomas C. Pontani

Name of applicant, assignee or Registered Representative

Signature

March 6, 2006

Date of Signature

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

SIR:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO/SB/08A. Copies of the listed Japanese documents are also enclosed.

This information is being submitted after issuance of a Final Office Action on the merits, or after issuance of a Notice of Allowance, but before payment of the Issue Fee.

JP 52-125984 A and JP 60-169443 U listed in the Information Disclosure Statement were first cited in an Office Action (copy enclosed) received from the Japanese Patent Office in a counterpart foreign application not more than three months prior to the filing of the Information

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Disclosure Statement. U.S. Patent No. 4,281,884, which is the U.S. counterpart of JP 52-125984 A, was first listed in the Form PTO/SB/08A filed on October 31, 2003.

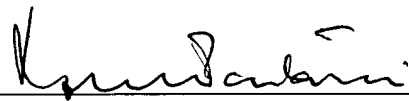
A check in the amount of \$180.00 in payment of the appropriate fee set forth in §1.17(p) is enclosed.

It is respectfully requested that the above information be considered by the Examiner and that the copy of the enclosed Form PTO/SB/08A be returned indicating that such information has been considered.

In accordance with 37 C.F.R §§1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicants reserve the right to prove that the date of publication is in fact different.

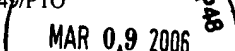
Respectfully submitted,

COHEN, PONTANI, LIEBERMAN & PAVANE

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Dated: March 6, 2006

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Substitute for Form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)			<b>Complete if Known</b>		
			Application Number	10/699,229	
			Filing Date	October 31, 2003	
			First Named Inventor	Peter THURMANN	
			Art Unit	3683	
			Examiner Name	Schwartz, C. P.	
			Attorney Docket Number	5253-27	
Sheet	1	of	2		

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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind-Code <sup>5</sup> (if known)	MM-DD-YYYY			
		JP 52-125984	10-22-1977	Stabilus GmbH		✓, See U.S. 4,281,884
		JP 60-169443	11-09-1985	Tokico Co., Ltd.		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \* Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.**

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		Examiner Name	Schwartz, C. P.
Sheet 2 of 2		Attorney Docket Number	5253-27

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Office Action dated January 19, 2006 issued for Japanese Patent Application No. 2003-374069 by the Japan Patent Office	✓

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* Applicant's unique citation designation number (optional). \* See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. \* Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). \* For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \* Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \* Applicant is to place a check mark here if English language Translation is attached.

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